



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NEW YORK 10007-1866

OVERNIGHT

TD Development, Inc.
1259 Buglers Sound Circle,
Batavia, OH 45103
Attn: Jeff Wendel

SEP 12 2016

Re: Beech-Nut Nutrition Site, Canajoharie, Montgomery County, New York: Notice of Potential Liability and Request for Information Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. §§ 9601-9675

Dear Mr. Wendel:

Please find enclosed EPA's Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA") § 104(e) Request for Information, and Notice of Potential Liability that was originally mailed to you on May 13, 2016. This constitutes EPA's third attempt to deliver said request and notice to you, which you confirmed you received via email.

As I expressed to you in my last letter, CERCLA provides EPA with authority to levy penalties for failures to respond to requests for information. Your continued lack of response to the attached request for information only hinders EPA's ability to effectively address continuing threats to human health and the environment, for which EPA believes you are a potentially responsible party.

Kindly please contact the undersigned, and remit your response to the enclosed documents immediately.

Regards,

Walter S. M. Sainsbury, Esq.
Assistant Regional Counsel
Office of Regional Counsel
New York/Caribbean Superfund Branch